

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled BONE GRAFT SUBSTITUTE COMPOSITION, the specification of which:

☐ is attached hereto.

☒ was filed on July 26, 2001 as Application Serial No. 09/915,997 and was amended on _____.

☐ was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
09/327,761	06/07/1999	Pending

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

John M. Skenyon, Reg. No. 27,468
Tu N. Nguyen, Reg. No. 42,934
John J. Gagel, Reg. No. 33,499

Robert C. Nabinger, Reg. No. 33,431
Sean P. Daley, Reg. No. 40,978
Timothy A. French, Reg. No. 30,175

Address all telephone calls to TU N. NGUYEN at telephone number (617) 542-5070.

Address all correspondence to ROBERT C. NABINGER at:

FISH & RICHARDSON P.C.
225 Franklin Street
Boston, Massachusetts 02110-2804

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

10050697-013002

Combined Declaration and Power of Attorney
Page 2 of 2 Pages

Full Name of Inventor: DONALD W. PETERSEN

Inventor's Signature: Donald W. Petersen Date: 10/17/01

Residence Address: 4085 Lakewood Drive
Bessemer, AL 35020

Citizenship: United States

Post Office Address: 4085 Lakewood Drive
Bessemer, AL 35020

Full Name of Inventor: KELLY COUPE RICHELSON

Inventor's Signature: Kelly C. Richelson Date: 10-11-01

Residence Address: 9394 Alex Dickson Cove
Memphis, TN

Citizenship: United States

Post Office Address: 9394 Alex Dickson Cove
Memphis, TN 38133

Full Name of Inventor: WARREN OLIVER HAGGARD

Inventor's Signature: Warren Oliver Haggard Date: 10-11-01

Residence Address: 6600 Stephan Ridge Drive
Bartlett, TN

Citizenship: United States

Post Office Address: 6600 Stephan Ridge Drive
Bartlett, TN 38135

Full Name of Inventor: CARY P. HAGAN

Inventor's Signature: Cary P. Hagan Date: 10/11/01

Residence Address: 8517 Farmington Cove
Germantown, TN

Citizenship: United States

Post Office Address: 8517 Farmington Cove
Germantown, TN 38139

Full Name of Inventor: DONALD A. RANDOLPH

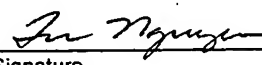
Inventor's Signature: Donald A. Randolph Date: 11/15/01

Residence Address: 1605 South Prospect Street
Wheaton, IL

Citizenship: United States

Post Office Address: 1605 South Prospect Street
Wheaton, IL 60187

RECORDATION FORM COVER SHEET PATENTS ONLY

Commissioner for Patents: Please record the attached original document(s) or copy(ies).	
1. Name of conveying party(ies): Donald W. Petersen, Kelly Coupe Richelsoph, Warren Oliver Haggard, Cary P. Hagan and Donald A. Randolph Additional name(s) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	2. Name and address of receiving party(ies): Wright Medical Technology, Inc. P.O. Box 100 5677 Airline Road Arlington, TN 38002 Additional names/addresses attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other: Execution Date: October 24, 2001; October 11, 2001; October 11, 2001; October 11, 2001; November 15, 2001	
4. Application number(s) or patent number(s): If this document is being filed with a new application, the execution date of the application is: A. Patent Application No(s): 09/915,997 B. Patent No(s): Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
5. Name/address of party to whom correspondence concerning document should be mailed: TU N. NGUYEN Fish & Richardson P.C. 225 Franklin Street Boston, Massachusetts 02110-2804	6. Total number of applications/patents involved: 1 7. Total fee (37 CFR §3.41): \$40 <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to charge Deposit Account. 8. Deposit Account No.: 06-1050 Please apply any additional charges, or any credits, to our Deposit Account No. 06-1050.
DO NOT USE THIS SPACE	
9. Statement and Signature: <i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i>	
Tu N. Nguyen Reg. No. 42,934 Name of Person Signing	 Signature
	December 4, 2001 Date
Total number of pages including coversheet, attachments and document: 5	

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner of Patents, Washington, D.C. 20231.

December 4, 2001
Date of Deposit

Signature

Sherry L. Hunt
Typed Name of Person Signing Certificate

ASSIGNMENT

For valuable consideration, we, DONALD W. PETERSEN of 4085 Lakewood Drive, Bessemer, AL 35020, KELLY COUPE RICHELSON of 9394 Alex Dickson Cove, Memphis, TN 38133, WARREN OLIVER HAGGARD of 6600 Stephan Ridge Drive, Bartlett, TN 38135, CARY P. HAGAN of 8517 Farmington Cove, Germantown, TN 38139, DONALD A. RANDOLPH of 1605 South Prospect Street, Wheaton, IL 60187, hereby assign to: Wright Medical Technology, Inc., a Delaware corporation having a place of business at: P.O. Box 100, 5677 Airline Road, Arlington, TN 38002; and its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by us, entitled BONE GRAFT SUBSTITUTE COMPOSITION, filed July 26, 2001, and assigned U.S. Serial Number 09/915,997, and we authorize and request the attorneys appointed in said application to hereafter complete this assignment by inserting above the filing date and serial number of said application when known; this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

10060697-013002

IN WITNESS WHEREOF, I hereto set my hand and seal at Birmingham AL,
this 24th day of October, 20 01

Donald W. Petersen L.S.
DONALD W. PETERSEN

State of Alabama :

: SS.

County of Jefferson :

Before me this 24th day of October, 20 01, personally
appeared DONALD W. PETERSEN known to me to be the person whose name is subscribed to
the foregoing Assignment and acknowledged that he executed the same as his free act and deed
for the purposes therein contained.

[Signature]
Notary Public

My Commission Expires:

MY COMMISSION EXPIRES
DECEMBER 11, 2002.

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Arlingtn TN,
this 11th day of October, 20 01

Kelly Coupe Richelsoph L.S.
KELLY COUPE RICHELSON

State of Tennessee :

: SS.

County of Shelby :

Before me this 11th day of October, 20 01, personally
appeared KELLY COUPE RICHELSON known to me to be the person whose name is
subscribed to the foregoing Assignment and acknowledged that he executed the same as his free
act and deed for the purposes therein contained.

[Signature]
Notary Public

My Commission Expires: 06/13/04

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Arlington TN,
this 11th day of October, 20 01
Warren Oliver Haggard L.S.
WARREN OLIVER HAGGARD

State of Tennessee :

: ss.

County of Shelby :

Before me this 11th day of October, 20 01, personally
appeared WARREN OLIVER HAGGARD known to me to be the person whose name is
subscribed to the foregoing Assignment and acknowledged that he executed the same as his free
act and deed for the purposes therein contained.

John Powell

Notary Public

My Commission Expires: 06/12/04

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Arlington TN,
this 11th day of October, 20 01
Cary P. Hagan L.S.
CARY P. HAGAN

State of Tennessee :

: ss.

County of Shelby :

Before me this 11th day of October, 20 01, personally
appeared CARY P. HAGAN known to me to be the person whose name is subscribed to the
foregoing Assignment and acknowledged that he executed the same as his free act and deed for
the purposes therein contained.

John Powell

Notary Public

My Commission Expires: 06/12/04

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Wheaton, IL,
this 15th day of November, 2001

Donald A. Randolph L.S.
DONALD A. RANDOLPH

State of Illinois :

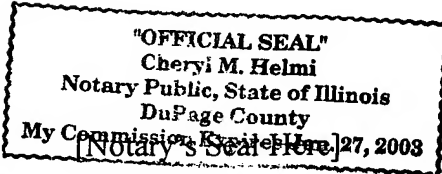
: SS.

County of DuPage :

Before me this 15th day of November, 2001, personally
appeared DONALD A. RANDOLPH known to me to be the person whose name is subscribed
to the foregoing Assignment and acknowledged that he executed the same as his free act and
deed for the purposes therein contained.

Cheryl M. Helmi
Notary Public

My Commission Expires: 1/27/2003



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